

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

R & B Dept., - Arbitration - Judgment & decree pronounced in OP.359/89 file of 2nd Senior City Civil Court, Hyderabad – Amicable settlement – Amount sanctioned – Orders –issued.

TRANSPORT, ROADS & BUILDINGS (R.II) DEPARTMENT

G.O.Ms.No.253

Dated:: 28-08-2008

Read the following::

- 01.Order of Sr.Civil Judge,OP.No.156 of 1989 of CCC., Hyd., Dt.3.4.2006.
- 02.Reprn.of Sri ML.Ramakrishnan, Partner, M/s Parthasarathy Engg. Contractors, Hyd., addressed to Hon'ble CM,.
- 03.Letter from AG.HC of AP., No.62/2008, Dt.21.1.2008.
- 04.Minutes of the meeting of Arbitration committee held on 6.6.2008 at 4.30PM.
- 05.Lr.from ENC (R&B), Admn., & NH., No.4900/TAV/NH.II(3)/
-:oOo:-

In the reference 1st read above, Hon'ble 2nd Senior Civil Judge, CCC., Hyderabad has ordered to set aside the award, and allowed OP 359/89 filed by the Contractor, directing the respondent to pay the sum of Rs.12,12,000 (11,87,000 + 25,000 towards arbitrations fee) with interest of 12% PA on Rs.11,87,000/- on 3.4.2006.

2. In the reference 3rd read above, the Advocate General has opined that the contractor may be called for negotiations, for amicable settlement out side the court.

3. Basing on the opinion of Advocate General, AP. High Court, negotiations were held with the Contractors / Claimants to arrive at a maximum consensus during the meeting on 6.6.2008 at 4.30 PM held in the chambers of Prl.Secy.to Government, TR & B Department. M/s Y.Parthasarathy, Engineers & Contractors has given their consent to receive 30.25 lakhs (Rupees Thirty lakhs and twenty five thousands only) towards final settlement in the OP.No.359 of 1989.

4. Government, after careful examination of the matter, and keeping in view of the opinion of the Learned Advocate General, AP High Court., Hyd., hereby settle the matter in the interest of Government and the contractor / claimant to amicably resolve the long dispute by paying negotiated lump sum amount of Rs.30.25 lakhs (Thirty lakhs and twenty five thousands only) towards final settlement in OP.No.359 of 1989, for the work Strengthening the existing carriage way from KM 94/0 to 106/0 of Hyderabad – Vijayawada road-NH-9.

5. The amount sanctioned in para (4) above shall be debited to the relevant head of account in which the concerned work has been sanctioned.

6. The ENC (R&B), Admn., & NH., is requested to take immediate necessary action in the matter for making payment.

7. This order issues with the concurrence of Law & Finance Department vide their Uo.No.4346/LSP/2008,Dt.15.7.08, & 21673/1044/A2/Expr.PW/08, Dt.30.07.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.T.CHATTERJEE,
PRL.SECRETARY TO GOVERNMENT

To
The ENC (R&B) Admn., & NH., Hyd.
The Advocate General, APHC., Hyd.
Sri M.L.Ramakrishnan, Partner
M/s Y.Parthasarathy Engg.Contractors.
The Spl.secy.to CM.wrt., CMP.22989/GEN/2007.
The Fin.(Expr.PW)Dept.
The Law Dept.,

//FORWARDED :: BY ORDER //

SECTION OFFICER